

S/N 09/941,123

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gurtej S. Sandhu et al.

Examiner: Johannes P. Mondt

Serial No.: 09/941,123

Group Art Unit: 2826

Filed: August 28, 2001

Docket: 303.676US3

Title: CHEMICAL VAPOR DEPOSITION OF TITANIUM

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I, Timothy B. Clise, am an attorney of record for the above identified patent application as evidenced by the Power of Attorney filed in the present application on August 28, 2001. I am making this petition on behalf of Micron Technology, Inc., the assignee of the present invention. As an attorney of record, I am empowered to act on behalf of the assignee and, in accordance with 37 C.F.R. § 1.321(b)(iv), to sign this terminal disclaimer.

Certificate Under 37 C.F.R. § 3.73(b)

Your petitioner, Micron Technology, Inc., certifies that it is the owner of the entire right, title and interest in and to the above-identified patent application (Serial No. 09/941,123) and to U.S. Patent No. 6,433,434 and U.S. Serial No. 09/940,917. Your petitioner owns the entire right, title, and interest of these applications and patent by nature of the assignments executed and filed in for the respective applications. The assignment for the present application and U.S. Serial No. 09/940,917 was recorded in the common parent application, U.S. Serial No. 09/489,187, now issued as U.S. Patent No. 6,284,316, on January 20, 2000 at Reel 010541, Frames 0329 - 0332, with the United States Patent and Trademark Office. The assignment for U.S. Patent No. 6,433,434 was recorded on February 25, 1998 at Reel 9019, Frames 0980 - 0983, with the United States Patent and Trademark Office.

The undersigned representative of the assignee has reviewed the evidentiary documents of title and certifies that to the best of assignee's knowledge and belief, title is in the assignee, Micron Technology, Inc., seeking to take the action set forth in this disclaimer.

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Terminal Disclaimer

Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term, as presently shortened by any

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terminal disclaimers, of U.S. Patent No. 6,433,434 and any patent issuing from U.S. Serial No. 09/940,917. Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6,433,434 and any patent issuing from U.S. Serial No. 09/940,917 and the legal title of the above-identified application and any patent granted thereon remain common, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors and assigns.

Limitations on the Disclaimer

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,433,434 and any patent issuing from U.S. Serial No. 09/940,917 in the event that either later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), is reissued, has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration date of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated hereinabove.

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Fee Status

A check in the amount of \$130.00, which is required under 37 C.F.R. § 1.20(d) to file a statutory disclaimer, is enclosed herewith. The Commissioner of Patents and Trademarks is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,


GURTEJ S. SANDHU ET AL.

By their Representatives,

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Date 3 Jan. '05

By


Timothy B. Clise
Reg. No. 40,957

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 3 day of January, 2005.

Name

Tina Kohut

Signature

Z. Kluth